

The Honorable Ricardo S. Martinez

**UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE**

JONATHAN BERALL, M.D., M.P.H.,

Plaintiff,

v.

VERATHON INC.,

Defendants.

Case No. 2:21-cv-00944-RSM

**STIPULATED MOTION TO
WITHDRAW PLAINTIFF'S MOTION
TO SEAL (DKT. NO. 464)**

NOTE ON MOTION CALENDAR:
November 10, 2022

Plaintiff Jonathan Berall, M.D., M.P.H. (“Berall”) and Defendant Verathon Inc. (“Verathon”) (together, the “Parties”) hereby file this stipulated motion pursuant to Local Rules 7(d)(1) and 10(g).

The Parties seek to withdraw Berall’s Motion to Seal (Dkt. No. 464), noted for consideration on November 11, 2022.

On October 24, 2022, Berall filed his Motion in Limine, and attached portions of Dr. Candiotti’s Rebuttal Expert Report as Exhibit 15 to the Declaration of Christopher DeCoro in Support of Plaintiff’s Motion in Limine (“DeCoro Declaration”). Dkt. No. 468. Berall also filed Exhibit 15 to the DeCoro Declaration provisionally under seal and submitted to the Court a Motion to Seal containing the unredacted version of Dr. Candiotti’s Rebuttal Report. Dkt. No. 464. The Court has not granted Berall’s Motion to Seal.

Subsequent to the filing, the parties discussed the matter further via email and are agreed that there is no compelling reason to keep Exhibit 15 to the DeCoro Declaration sealed. As such, this motion is moot. Accordingly, the Parties respectfully request that the Court grant this stipulated motion.

SO STIPULATED.

Dated: November 10, 2022

Respectfully submitted,

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ORDER

This matter comes before the Court on the Parties' Stipulated Motion to Withdraw Plaintiff's Motion to Seal (Dkt. No. 464). After considering the Parties' Stipulated Motion, IT IS HEREBY ORDERED THAT Plaintiff's Motion to Seal (Dkt. No. 464) is withdrawn.

IT IS SO ORDERED.

DATED this 10th day of November, 2022.



RICARDO S. MARTINEZ
UNITED STATES DISTRICT JUDGE